



REQUEST FOR FILING A PATENT APPLICATION UNDER 37 CFR 1.60

DOCKET NUMBER	ANTICIPATED CLASSIFICATION OF THIS APPLICATION		PRIOR APPLICATION EXAMINER	ART UNIT
10746US PRO PAT112DIV1	CLASS	SUBCLASS	L.S. Cohen	3739

10/633388
08/04/03

Address to:

Commissioner of Patents and Trademarks
Washington, D.C. 20231

This is a request for filing a continuation divisional application under 37 CFR 1.60 of pending prior application Number 09/ 950,611, filed on 09/13/01, entitled Intelligent Selection System For Electrosurgical Instrument.

1. Enclosed is a copy of the latest inventor-signed prior application, including a copy of the oath or declaration showing the original signature or an indication it was signed. I hereby verify that the attached papers are a true copy of the latest signed prior application number 09/ 950,611 and further that all statements made herein of my own knowledge are true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATED
	TOTAL CLAIMS	15	-	x \$18.00	\$-
	INDEPENDENT CLAIMS	3 -3	-	\$84.00	\$ -
	MULTIPLE DEPENDENT CLAIMS (if applicable)			+ \$280.00	\$ -
				BASIC FEE	\$750.00
			Total of above Calculations =		\$750.00
	Reduction by 50% for filing by small entity (note CFR 1.9, 1.27,				\$375.00
	TOTAL =				\$375.00

2. A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.
- was filed in the prior application and such status is still correct.
- The Commissioner is hereby authorized to charge any fees which may be required under 37 CFR 1.16 and 1.17, or credit any overpayment to:
 Deposit Account No. 15-0380.
- A duplicate copy of this sheet is enclosed.
- A check in the amount of \$ 375.00 is enclosed.
- Cancel in this application original claim(s) 1-15 and 26-31 of the prior application before calculating the filing fee. (At least one original independent

claim must be retained for filing purposes.)

6. Amend the specification by inserting before the first line the sentence:

"This application is a continuation division of application number 09/ 950,611, filed 09/13/01, now

abandoned,

pending."

7. Transfer the drawings from the pending prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application. (May only be used if signed by person authorized by 37 CFR 1.138 and before payment of issue fee.)

8. New formal drawings are enclosed.

9. Priority of foreign application number _____, filed on _____ in _____ is claimed under 35 U.S.C. 119.

The certified copy has been filed in prior application number _____/_____, filed _____.

10. A preliminary amendment is enclosed.

11. The prior application is assigned of record to _____

12. Also enclosed:

13. The power of attorney in the prior application is to: Jack Oisher, Esq., 200 High Point Dr.-Ph2, Hartsdale, NY 10530.

a. The power of attorney appears in the original papers in the prior application.

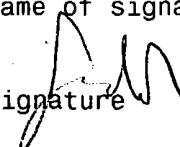
b. Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

c. Address all future communications to:

Jack Oisher
200 High Point Dr.-PH2
Hartsdale, NY 10530
Tel-(914) 428-7338
Fax-(914) 949-3691

Jack Oisher
Name of signator

17,317
Reg. No.


Signature

7/30/03
Date

Inventor(s)
 Assignee of complete interest
Address of signator: Attorney or agent of record
 Filed under 37 CFR 1.34(a)